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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Before the Board of Patent Appeals and Interferences

In re Patent Application of

Atty Dkt.: 620-91

C# M#

HARBERD et al

Group Art Unit: 1638

Serial No. 09/485,529

Examiner: Ibrahim, M.

Filed: March 1, 2000

Date: December 17, 2003

Title: GENETIC CONTROL OF PLANT GROWTH AND  
DEVELOPMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision dated  
June 17, 2003 of the Examiner twice/finally

rejecting claims 6, 14, 15, 17-19, 21- (\$ 330.00)  
24, 44, 45, 48 and 49 \$ 330.00

An appeal BRIEF is attached in triplicate in the pending appeal of the  
above-identified application (\$ 330.00) \$

Credit for fees paid in prior appeal without decision on merits -\$ ( )

A reply brief is attached in triplicate under Rule 193(b) (no fee)

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months; \$1480.00/4 months) \$ 950.00

Applicant claims "Small entity" status, enter ½ of subtotal and subtract  
 "Small entity" statement attached. -\$ ( )

**SUBTOTAL** \$ 1280.00

**SUBTOTAL** -\$ ( )

Less 3 month extension previously paid on October 17, 2003 (\$110) & December 8, 2003 (\$840) -\$ ( 950.00)

**TOTAL FEE ENCLOSED** \$ 330.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8<sup>th</sup> Floor  
Arlington, Virginia 22201-4714  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
MJW:tat

NIXON & VANDERHYE P.C.  
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature:

Mary J. Wilson

12/18/2003 HDEMESS1 00000098 09485529

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